

Astending specialties; magnificent scenery; lovely costumes; delicious music and merry incidents. The world's greatest promieres dansonses in supero ballets. VERY POPULAR PRICES—Admission, 50 cents; reserved places, 50 cents or 25 cents extra; admission to family circle 25 cents. ily circie, 25 cents.
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WALLACK'S. OPEN 7:30. BEGINS AT 8.

Proprietor and Manager. Mr. LESTER WALLACK
SATURDAY. NOVEMBER 1. 1879.

LAST MATINEE AND LAST NIGHT BUT THREE of Dion Boucieault's new Comedy, entitled CONTEMPT OF COURT.

CONTEMPT OF COURT.

which must be withdrawn, in consequence of arrangements previously made with the authors for the production of OTHER NOVELTIES, the first of which will be

AN ENTIRELY NEW COMEDY, by H. J. Byron, Esq., entitled

OUR GIRLS.

LAST GREAT LONDON SUCCESS, and to be presented for the first time in this city on THURSDAY EVENING NEXT. NOVEMBER 6, with New and Appropriate Scenery, INCIDENTAL Music and ACCESSORIES.

A MOST COMPLETE CAST, particulars of which will be duly announced THIS AFTERNOON, at 1:30, last Matines (but one) of Mr. MAURICE GRAU'S OPERA COMPANY, ONLY MATINEE OF LES BRIGANDS, with the same phenomenal cast and brilliant surroundings as at the evening performances MATINEE PRICES—50 CENTS, \$1, AND \$1 50. THE AVENUE THEATRE. LES BRIGANDS.
OLessee and Manager. Mr. MAURIOE GRAU
Today. 2 PERFORMANCES, MATINEE and EVENING.
THIS AFTERNOON AT 1-30: TO-NIGHT AT 8.
positively last times of Offenbach's brilliant Opera,

LES BRIGANDS.

NEXT WEEK-LAST OF THE OPERA SEASON.
MONDAY-LAST TIME OF LA PERICHOLE.
TUESDAY-LAST TIME OF GIROFLE-GIROFLA.
WEDNESDAY-LAST TIME OF BARRE BLEUE.
THURSDAY EVENING-GALA NIGHT.
BENEUT OF MIR. ANGELE.
Last time of LA FILLE DE MME. ANGOT.

5TH AVENUE THEATRE. SUNDAY NIGHT. GRAND POPULAR SUNDAY NIGHT CONCERT, AT POPULAR PRICES, 25C., 50C., \$1 AND \$1 50 AT POPULAR PRICES, 25C., 50C., \$1 AND \$1 50

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Characters by Messrs. Strind, Tilla, Bown, Gaston, Standish Thomas; Misses Harvey, Hutchings, Gonzales and a full and complete chorus.

Every afternoon except Saturday.

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A delicious feast of music in preparation. A BANQUET OF MUSICAL GEMS,

The most renowned of all Tenors, the great will sing CAPOLL, by special two CAPOLL, permission grand arias, CAPOLL, of M. Gran.

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the unapproachable LEVY, LEVY, LEVY, LEVY, LEVY, LEVY,

who will also perform the most brilliant of all his solos the grand fantasie on Russian melodies. Miss CORA ELLS, a remarkable sixteen year old planist, will make her first appearance in public in Mills' Recollections of Home."

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In consequence of previous engagements the performances of this commany must be strictly limited to TWO WEEKS ONLY. Their success from the very commence ment of the season has been enormous wherever they have appeared. "From one end to the other TOURISTS is a mass of fun—fun which does not depend on broad burlesque nor coarseness, but rather upon the keen humor and imitative talents of the company."—Battimore Gasette.

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a great success."—World.
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"FREEDOM OF THE PRESS."

SURBOGATE'S OFFICE, Oct. 31, 1879.

TO THE EDITOR OF THE HERALD: guage of the Surrogate in the Marx case as follows:—"I think it is the most pernicious practice that can be adopted by any public journal to com-ment upon the merits of a case before it has been decided by the Court, and I think that a law should be passed making such action a contempt of Court, punishable by fine and imprisonment;" and, in commenting upon these remarks, the HRRALD states the language of the constitution of this State as follows:—"No law shall be passed to restrain or abridge the liberty of speech or of the press," and assumes that such a law suggested by the Surrogate would be such an abridgement and therefore void, and suggests that "Judges who

the Surrogate would be such an abridgement and therefore void, and suggests that "Judges who charge journalists with want of consideration of the dignity of courts should themselves show some little consideration for the constitution."

It will be observed that the remarks of the Surrogate were general, and for some reason the Henald is pleased to make the application personal. But the quotation of a part of a sentence of the constitution is calculated to mislead the public mind, and if the Henald bad been pleased to quote the whole section 8 of article 1 of the constitution it would be seen that "the liberty of speech and the press" provided for in the constitution was with a reservation of responsibility for the abuse of that right, and that in the very next sentence a rule of evidence is prescribed for criminal prosecution or indictament for libels, showing that a public Journal may be made responsible for the abuse of that right, and that the liberty of the press does not give immunity for its abuse.

Now for the real question. Suppose the editor of the New York Henald be indicted for a libel and be arraigned and puto in his trial and all the other public journals of this city pending the trial should publish within the reach and perusal of the Court and jury that the prisoner was obviously guilty and should be convicted and punished, using such persuasive argument as to satisfy the public that he deserved it, would not that be an obvious abuse of the freedom of the press and would it not be an effort to procure his condemnation, without regard to the evidence which should be given, and through the instrumentality of a prejudiced court and jury? For be it remembered that the press claims to be potential in moulding public opinion, and who can say that such a reprehensible course would not prejudice the rights of the prisoner? Such an independence of the judiciary as takes no secount of a litigant's social or pecuniary status or his political or religious faith is of the highest importance to all classes, an

judges of the federal courts to the Circuit Court in this city attracted much attention yesterday mornthis city attracted much attention yesterday morning. Four judges were present at the time, Judges Blatchford, Shipman, Benedict and Choate. The first presentation was that of Smith Thompson, Justice of the United States Supreme Court from 1833 to 1843. This picture, which has long been in the possession of his family, was presented by Mr. Wyllis betts, with appropriate remarks. The second presentation was a portrait of Chief Justice Waite, coming, from the Bar of this city. The presentation was made by John E. Parsons. Judge Blatchford replied for the court, and on accepting the gifts ordered that the fact should be spread on the record.

Scene of the Baldwin County Outlaws' Exploits.

A BLOODY FEUD.

The Negro Whippers and the Still Hunt of Justice.

DR. ROBSON'S STORY.

As I closed my last letter I was just starting from dilledgeville for the Block Spring Church district which is the headquarters of the region over which the "swamp angels" hold sway. Before leaving I learned that Mrs. Which, the sister of the Ray boys, whose lives had been threatened, was lying danger-ously ill from convulsions brought on by fright, ously ill from convuisions brought on by Fright, she having been at Robson's house when the burning and shooting took place. I also heard that Mr. Barnes, one of the Grand Jury that indicted the Ennises for whipping the negro, Cicero, had been forced to take refuge in Milledgeville, though this report lacked confirmation. The greatest excitement prevailed over the outrages in the county, and the people were determined that the outlaws should be taken, but seemed utterly without any definite method as to how the capture should be effected.

"If we were to get up a posse of 100 men, as we ould easily do in this town, and go out after these nen, we should have the most desperate work While there may not be over eight or ten men actually engaged in this burning and killing, they have brave and reckless relatives who would not see them run over. An attempt, therefore, to overrun the infected district might put twenty desperate men in arms against us, and even if we succeeded in whipping them out they would take refuge in the wamps and we could never take them. They must

PRIGHTENED INTO SILENCE. As I left Milledgeville and rode out toward Block
Spring Church I passed through a rich and prosperous country, thinly settled, but having a contented and quiet people. I stopped frequently on
the route, and where opportunity offered would
drop into questions as to the outlaws. There was the strongest reticence manifested whenever this subject was mentioned. Wherever I could get at all

confidential the most I could do was to get this:—

"See here now, stranger, I don't know you nor
your aimings, but I've got a family here and I've got any of these troubles, so I'll be moving!" I met a negro who was working at a sawmili, and after some

"Now, look here, boss," he said, "I didn't want to come here to work nohow, but thar's Fox told me of I would keep my mouth shut and not take no trompin' around I wan't gwine to get shot or whipped, and I'se gwine to do it."

THE RELEAGUERED HOUSE.

AS I rode up to Dr. Robson's house I felt that I would at last get at the heart of the matter that had paralyzed every tongue in half a county. I saw the desolate ruins of the burned houses and the scarcely less desolate "big house" in which the doughty Doctor lived. As I spproached the door a half dozen men appeared on the piazza and looked at me with curious eyes. A one-legged man, with a brown mustache and pleasant face, carried a Winchester rifle—a perfectly useless precaution as far as I was concerned. I frankly made known my purpose and stated that I would like to look over the premises and talk with Dr. Robson. The one-legged man, a veteran of the late war, of distinguished gallantry, was Mr. J. A. Robson, of Washington county, and brother of the beleaguered Doctor. I was invited into the house, and who had come over to assist in holding the fort. They were all heavily armed, and justified the impression that they would be able to hold the house against a regiment of outlaws. There were no ladies in the house, they having been sent out of the reach of danger. All the valuables had been taken out of the house, the plano, silver. &c., having been moved to a place of Saucty. The premises were stripped for a

house, they having been sent out of the reach of danger. All the valuables had been taken out of the house, the plane, silver. &c., having been moved to a place of safety. The premises were stripped for a siege which had been hourly expected.

THE SHADOWED MAN.

Dr. Robson himself was the opposite of what I had expected, having a genial face, blue eyes and irank, hospitable manners, that did not suggest the bloody work he had been through during the past few years. While a perfectly brave man, he had evidently had enough of the outlaws, and was reluctant to say or do anything that would provoke a renewal of the hostilities. His brother said to me:—

"It is enough to break a man down to be in constant dread of assassination; to never be able to go out without feeling that an assassin is couched be-

"What do you propose to do?" I asked one of the men.

"We do not know. Our first purpose was to hunt these fellows down and kill them wherever we found them. My brother, you see, saw one of the men who shot at him the night they burned his gin and cotton. This fellow was not twenty steps off, and in the light of the fire my brother saw him distinctly and will swear to him positively. He took deliberate aim and fired from behind a clump of bushes. When my brother was in town he gave us the name of this man, and that was all we wanted to know. We knew who this fellow's gang were, and we organized right there to go after the whole crowd. We got twelve men together, myself and brothers, the Ray boys and some others, and went out to where my brother's house was, taking him with us. We had then only shot guns and pistols and were waiting for rifies. As soon as we got there we determined to go and surround the house of an old man at which several of the outlaws lived and lay in wait till some of them came in, when we would rash in and take him. We were all ready for this raid when Judge Sanford, the Ordinary of the county, persuaded us not to have any violence, but to wait on the law and let it find the villains and punish them. The Dector agreed that this might be the best course. You see he felt sure that if we went in and cleaned the crowd up there would be enough of them left to put a torch to overy house he has. It charks him an'ellipt to have to stand such things, but there seems to be no help for it."

"You can't stay here and guard the property all the time."

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It chares him awfully to have to stand such things, but there seems to be no help for it."

"You can't stay here and guard the property all the time?"

"No, and we are thinking about leaving in a short time now. Some of our boys have gone aiready. You see it is known all through here that the Governor has sent down detectives to this section, and the murderers are laying pretty low. They don't know who the detectives are or where they are. If they could only get their hands on the detectives and strangle them then we should have our hands full. You see, two of the men we suspect are the outlawed Ennis boys who killed Lunnsden, the revenue officer, eighteou months ago. They have to keep hid out of sight when the detectives are about. It would go hard with them if they were caught. We don't look for any trouble until the detectives have been spotted or have given up the case and let the county."

Dr. Robson said:—"I propose to stay here until! I can sell out my property or rent it, when I shall keep nothing valuable in my house if I can help it, and I shall try and keep the torch away from it."

We asked him if there were any persons in the county who had a grudge against him. He replied, "I know of only the men—the Ennises, who had a fuss with Cicero at the camp meeting, and who arterward winpped him. I took nim into my yard and sent them word to come there and whip him, if they dared. I was instrumental in having the true bills sworn out, and Cicero was killed as he was riding to court to testify. My sawmill had been burned down a night or two before this. I do not know of any personal enemies that I have in the county."

There are some persons who claim that Dr. Robson has always been a contentious man, and that these assaults have been made upon him because of his overbearing temper and through his personal enemies. This cannot be true. He is a man of the most pleasant manners. He ran a short time since for Tax Receiver, one of the most lucrative of the county offices, and barely missed election. He is hospit

toid him that he wanted to settle that he was not strengt, but that he would risk to that he was not strengt, but that he would risk to that he was not strengt, but that he would risk to the was not read to had on hand. Hobson returned, armed with his revolver. As he came within shooting distance Wicker opened fire, which Robson returned. The men then advanced on each ofher, fir m, as they advanced. Robson was shot through the foot and wicker through the side, when having the foot he was the control of the final shot, and the strength of the firm of th

He says also that he will go down in person next week and see what can be done to relieve the people from the depredations of these men and restore peace to the troubled section. Even after the men are spotted, which will be in a very short time, it will require desperate work to take them. The swamp just behind the scene of their depredations is almost impenetrable, and they are familiar with all its recesses and secret ways.

IMPERILLED LIVES.

A TENEMENT HOUSE WITH SIXTEEN INMATES

morning, in which sixteen inmates were lying asleep and unconscious of danger, was frustrated by the timely discovery of the flames and the arrest of the man to whom the evidence is believed to point as tigation he was taken to the Jefferson Market Police Court in the morning, where such testimony as bore upon the case was furnished. According to it the match of the incendiary must have been applied at match of the incendiary must have been applied at about two o'clock in the morning. Fifteen minutes later Policeman Madden strolled up to the door of the house—a three story and basement structure of brick at No. 247 Tenth avenue—and found the fire already sweeping through the shoe store located in the lower part. He sent another policeman to the lower part. in the lower part. He sent another policeman to give the aiarm, while he himself forced the door and hurried up stairs, arousing the occupants as he went. Just as the terrified immates of the rooms came flocking down the engines thundered up to the door and a couple of streams of water were soon deluging the burning store. Officer Madden had come out with the rest, leaving only one man behind him. This was Augustus Stillmaker, the owner of the shoe store, whom he had mot on the top floor aiready dressed, and who being told that his place was on fire calmiy turned into his room without showing the least agitation. There he remained until the firemen had extinguished the flames, when he came down and complacently surveyed his damaged property. But the fire laddies were not done yet, for a strong smell of turpentine in the place had aroused their suspicions. Fire Marshal Sheldon and Chief of Battalion Gicquel made an examination, and concluded that the store had been set on fire. Sections of the wood work and all of the stock drawers were, they found, saturated with turpentine, and over the floor pieces of wood and paper similarly prepared had been scattered. It appeared, too, that fires had been kindled in about a dozon different places. Suspicion at once pointed to Stillmaker as the author of the mischief, and Fire Marshal Sheldon ordered Detective Cairus to arrest him. He maintained that he was innocent, and on being produced in court stated that he was mot the owner of the store. It was only managed by himself and a woman named Augusta Aibrecht, who resided with himself and his wife, and who had received as he had \$10 a wock for services for the past three years. It belonged, he said, to Abraham Crager, of No. 142 Bowery, and he himself, and no interest in it whatever. He went on to account for the absence of his family and the Albrecht woman by staing that they had gone to Elizabeth, N. J. At a quarter past ten o'ciock Friday night he closed the store and retired, but was awakened by the policeman. He said he give the alarm, while he himself forced the door and hurried up stairs, arousing the occupants as he

amination.

The house at No. 247 Tenth avenue is owned by John Brooks. It has five floors and is tenanted by sixteen persons. There are no fire escapes on it and no access to the roof.

EXECUTIONS.

Rob Boswell Hanged for the Murder of His Wife.

A BLACK FIEND.

Clark Brown Expiates a Double · Murder.

[BY TELEGRAPH TO THE HERALD.]

Hillsboro, the oldest town in North Carolina, has Nearly a dozen criminals have been executed here within the recollection of children born since the war, the last death dance being only six months ago, when the three noted Chapel Hill burglars were publicly executed on the town common of Hillsdrews and Carlton in May last was made the means of launching into eternity the soul of Robert Bos-well, the most savagely brutal negro who ever darkened the doors of even the Orange County Jail. This bloodthirsty demon paid the death penalty for the murder of his wife and two little children.

by the name of Nancy Blackwell, and they, with their two children, lived in a small house near the North Carolina Railroad, about two miles west of the town of Durham. They did not live very peaceacter and was of a quiet and peaceable disposition. It was Boswell's custom to go off from home in search of work, he being of such a notoriously bad

ferred his not too stable affections from his wife to a vile female creature of his race named Rebecca Ann Lyon, the wife of Ned Lyon, and Rebecca recip-Ann Lyon, the wife of Ned Lyon, and Robecca recip-rocated the tender feeling, if such it may be called. They unlawfully cohabited together, and desiring to become man and wife Boswell actually proposed to Ned Lyon to awap wives and Rebecca readily sec-onded the proposition, which Lyon indignantly de clined. After Lyon's rejection of this degrading proposition Boswell and the woman deliberately well, so that no obstacle would be in the way of the a table for him to drink. The arsenic was purchased for her by Boawell in Raleigh. Lyon died suddenly, and was buried near where he had lived. Shortly after the death of Lyon Boawell

tollowing he came home, remained with his wife and children a short while, and then went to the house of Rebeccs Lyon, where he remained until near the hour of eleven o'clock, and during that time he and the woman laid their plans for the murder of Nancy Blackwell and her two little children. The house in which the woman Lyon lived was nearly half a mile from Boswell's house, and on the opposite side of the railroad. Between eleven and twelve o'clock these two bloodthirsty fiends left Eeck Lyon's house, and following a bypath stealthily made their way to Boswell's house. Boswell was armed with an axe, while the woman carried a heavy rolling pin.

Having arrived at Boswell's house the woman stood back under the shade of a tree while the man waiked up to the door and called Nancy Blackwell, who was asleep inside. She awoke and was told to "step to the door a minute." Nancy complied with this request, and just as she opened the door Boswell attempted to brain her with the axe. She dodged, and thus received the sharp wige of the axe on her right shoulder. With a heartending scream the bleeding woman turned and fied through a back door and out into the field surrounding her humble cabin home. The cruel and inhuman villain whose this woman had called huaband with uplitted axe pursued her across the field and, regardless-of her screams and piteous appeals for mercy, dealt her blow after blow. They had thus ran about two humble drad yards when, the woman's feet becoming entangled in some pea vines, she fell to the earth, and Boswell ended her suffering by burying the blade of the axe in her brain and splitting the skull open. He then immediately took the bleeding and still warm body of his wife, dragged it to the cabin, threw it on the bed therein and, with a torch which heave, and then he and his accomplice fied. In a few moments the neighborhood was attracted by the fiases, and Becky Lyon, having gone to her own house and changed her clothing, joined them moments the neighborhood was attracted by the fiases, and bloc

hauses, and Becky Lyon, having gone to her own house and changed her clothing, joined them and calimly looked upon the flendish work she and Bob Boswell had but a abort while before been engaged in.

ARREST OE BOSWELL AND THE WOMAN.

Boswell lieft the neighborhood and the county, and was not seen by any of those who were attracted to the spot by the fire. The fact that he was seen in the neighborhood early that night and was then swidenly lost to view caused suspicion to rest upon him, and officers were at once put upon the lookout for nim, but nothing was ascertained as to his whereabouts until about the ist of November, when he was arrested in Wayne county, 100 miles from here. He was brought back to this county, and both were committed to jail. Indictments were found against both of them at the spring term of the Superior Court in 1878, but the State not being ready the trial was postponed until the fall term.

At the fall term of the Court Boswell was fried, the woman being used as a witness against him. Her testimony was corroborated by other witnesses and by circumstantial evidence, and Boswell was found guilty of murder in the first day of November. Beck Lyon's case was continued until the spring term, and as the solicitor desired to use a confession which Bob had made after his conviction as testimony against the woman the Governor, at the solicitor's request, respited Boswell, so that he might be put on the witness stand against the woman.

THE EXECUTION.

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TWE WECCUTION.

TWE WECCUTION.

The promptly at that hour Boswell was brought from jail, seated on a coffin in a wagon, strongly guarded and followed by large crowds of menwinners and children, mostly negroes. The procession made its way slowly to the gallows. On arriving there the coffin was put on the scaffold and the prisoner seated upon it. The Shoriff road the death warman and the record of the numerous respites which had been granted. He had been granted the murder of Nancy Blackwell and his enideren, he said bad

CORNWALL, Ont., Oct. 31, 1879.

The execution of Clark Brown, convicted of the murder of his father and sister at West Winchester on the night of the 21 of September last, took place here "this morning at eight o'clock. There was a here this morning at eight o'clock. There was a large crowd at the court house door seeking admission, but only those holding tickets issued by the Shoriff were admitted. Not more than seventy-flave persons witnessed the execution. At the appointed hour the prisoner was pinioned, and the solemn procession started from his cell to the gallows, led by the Sheriff, followed by Rev. Dr. McNish and Rev. Mr. Bince, the prisoner and the hangman bringing up the rear. The prisoner walked with a firm step, but said nothing on the gallows, his contession having been given under seal to Hev. Dr. McNish.